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CONCORD, N.H.

December 27, 1955

Honorable Martha McD. Frizzell, Chairman
Committee on Tax Exemption
Charleston, New Hampshire

Dear Mrs. Frizzell:

With reference to your question as to what your Committee on Tax Exemption, as set up under chapter 381 of the Laws of 1955, is entitled to for mileage, I advise as follows.

It is my opinion that the figure to be adopted by your committee is seven cents per mile for members who actually drive their own cars. RSA 14:17 and 18 as amended by Laws of 1955, chapter 330, section 1.

The authorization in Laws of 1953, chapter 248, section 3, allowing eight cents a mile to the legislative council and eight cents a mile to special committees is expressly limited by said act to committees appointed at the 1953 session and has no application to committees appointed at the 1955 session.

Examining chapter 257 of the Laws of 1955, together with chapter 330 of the Laws of 1955, it is clear that except for the legislative council, it is clearly the intention of the legislature to reimburse mileage as actual and necessary expense for the first 12,000 miles at no more than seven cents per mile.

The chapter establishing your committee provides an appropriation for clerical assistance and to pay the actual and necessary expenses incurred by the committee in securing such information. For that reason, members of the committee are entitled to actual and necessary expenses for this sum if they drive their own cars.

Very truly yours,

George F. Nelson
Assistant Attorney General

GFN:L